

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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HAROLD J. WARREN, JR.,

Civil Action #: 05 CV 8905

JURY DEMAND

Plaintiff,

-against-

BERKSHIRE LIFE INSURANCE AGENCY, INC.,
and UNUMPROVIDENT CORPORATION,

-----X

PLEASE TAKE NOTICE that plaintiff demands a trial by jury.

WEITZ & LUXENBERG, PC
Attorney for Plaintiff
180 Maiden Lane
New York, NY 10038-4925
(212) 558-5500

By:


Lawrence Goldhirsch (LG-2117)

TO:

WHITE & WILLIAMS LLP
Attorneys for defendant
UNUM PROVIDENT CORPORATION
The Atrium
East 80 Route 4
Paramus, NJ 07652
(201)368-7200
Attn.: ROBERT T. PINDULIC, ESQ.

WINDELS MARX LANE & MITTENDORF, LLP
Attorney for defendant
BERKSHIRE LIFE INSURANCE AGENCY INC.
156 West 56th Street
New York, NY 10019
(212)237-1000
Attn.: ROBERT D. MERCURIO, ESQ.

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss
COUNTY OF NEW YORK)

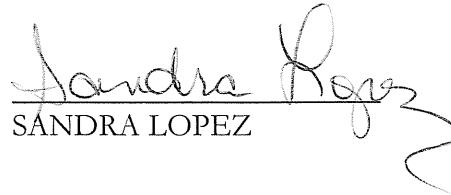
I, SANDRA LOPEZ, being duly sworn, deposes and says that I reside in Bronx, New York, am over the age of eighteen and not a party to this action.

That on October 25, 2005, deponent served the within JURY DEMAND:

WHITE & WILLIAMS LLP
Attorneys for defendant
UNUM PROVIDENT CORPORATION
The Atrium
East 80 Route 4
Paramus, NJ 07652
(201)368-7200
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at the address designated by said attorney(s) for that purpose by depositing a true copy of same enclosed in a post-paid properly addressed wrapper, in an envelope under the exclusive care and custody of the United States Postal Service via REGULAR MAIL.


SANDRA LOPEZ

Sworn to before me this
25TH day of October 2005


Notary Public

BRENDA I. AGOSTINI
Notary Public, State of New York
#03-01AG5025761, Qual. Bronx Co.
Commission Expires April 4, 2006

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Defendants

=====

JURY DEMAND

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